

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
BOARD OF NURSING

IN THE MATTER OF THE
LICENSE OF

MICHAEL WATERS, L.P.N.
License # NP 05106100

TO PRACTICE NURSING IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Nursing ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed practical nurse in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. Respondent was asked to furnish the Board with documentation of all nursing continuing education completed in the last four years on September 19, 2014. Respondent provided documentation of completion of 30 contact hours of nursing continuing education all of which was completed on September 18, 2014.

3. Respondent indicated on his renewal application on April 20, 2013 that he would have completed all required continuing education for the 2011-2013 licensing cycle by May 31, 2013.

CONCLUSIONS OF LAW

1. Respondent's failure to document required continuing education for the 2011-2013 renewal period constitutes a violation of N.J.A.C. 13:37-5.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

2. Respondent's indication on his 2013 renewal application that he would have completed required continuing education for the 2011-2013 licensing cycle by May 31, 2013 constitutes misrepresentation within the intendment of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on November 7, 2014, provisionally imposing a reprimand and a \$250 civil penalty. A copy of the Order was served upon the respondent by certified and regular mail at his address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

The record reflects that the certified mailing of the Provisional Order was signed for. The regular mailing was not returned. The Board considered this matter and determined

that service had been effected, as the mailings had been sent to respondent's address of record with the Board. The Board further determined that as no discrepancies had been raised with respect to the findings and conclusions of the Provisional Order, additional proceedings were not necessary, and the Provisional Order should be made final.

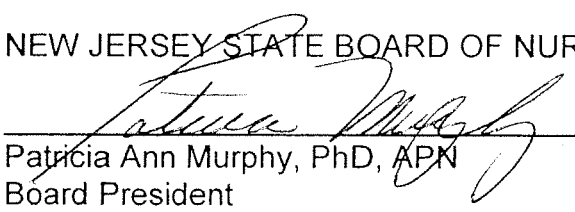
ACCORDINGLY, IT IS on this 9th day of February, 2015,

ORDERED that:

1. A public reprimand is hereby imposed on respondent for the violation of N.J.S.A. 45:1-21(b).
2. A civil penalty in the amount of \$250 is hereby imposed for the violation of N.J.A.C. 13:37-5.3. Payment shall be in the form of a certified check or money order, made payable to the State of New Jersey, and forwarded to the attention of George Hebert, R.N., Executive Director, Board of Nursing, P.O. Box 45010, 124 Halsey Street, Newark, NJ 07101, and shall be forwarded within twenty-one (21) days of the filing of this order.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Ann Murphy, PhD, APN
Board President